

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RALPH COPPOLA, et al.,)	3:11-CV-0074-LRH (VPC)
)	
Plaintiffs,)	<u>MINUTES OF THE COURT</u>
)	
vs.)	March 6, 2012
)	
DARREN K. PROULX, et al.,)	
LEASING, LLC, et al.,)	
)	
Defendants.)	
)	

PRESENT: THE HONORABLE VALERIE P. COOKE, U.S. MAGISTRATE JUDGE

DEPUTY CLERK: LISA MANN REPORTER: NONE APPEARING

COUNSEL FOR PLAINTIFF(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

MINUTE ORDER IN CHAMBERS:

Before the court is plaintiffs' motion to represent Coppola Enterprises, LLC by managing member (#82). Defendants opposed the motion (#83), and plaintiff replied (#85).

Plaintiff is advised that a party may not proceed without counsel on behalf of artificial entities. 28 U.S.C. § 1654. It is well established that a corporation may appear in federal court only through a licensed attorney. *E.g., United States v. High Country Broad Co.*, 3 F.3d 1244, 1245 (9th Cir. 1993). "Corporations and other unincorporated associations must appear in court through an attorney." *In re America W. Airlines*, 40 F.3d 1058, 1059 (9th Cir. 1994) (per curiam) (citations omitted). This rule "prohibits *pro se* plaintiffs from pursuing claims on behalf of others in a representative capacity." *Simon v. Hartford Life, Inc.*, 546 F.3d 661, 664 (9th Cir. 2008); *see also C.E. Pope Equity Trust v. United States*, 818 F.2d 696, 697 (9th Cir. 1987) (trustee may not appear *pro se* because he is not the person who by substantive law has the right sought to be enforced).

Therefore, plaintiff's motion to represent Coppola Enterprises, LLC by managing member (#82) is **DENIED**. The plaintiff shall file a substitution of counsel on or before **Friday, March 30, 2012**. Plaintiffs' third motion for summary judgment (#84) filed by Mr. Coppola *pro se* on behalf of Coppola Enterprises, LLC is hereby **STRICKEN without prejudice**. Mr. Coppola shall have leave to refile this motion on behalf of himself only, not on behalf of Coppola Enterprises, LLC. If plaintiff fails to file a substitution on behalf of the LLC, this court will *sua sponte* issue a report and recommendation to the District Court that Coppola Enterprises, LLC be dismissed on this ground.

IT IS SO ORDERED.

LANCE S. WILSON, CLERK

By: /s/
Deputy Clerk